



Entered on Docket
February 24, 2009

Hon. Linda B. Riegle
United States Bankruptcy Judge

UNITED STATES BANKRUPTCY COURT
DISTRICT OF NEVADA

In re	)	BK-06-10725-LBR
	)	Chapter 11
USA COMMERCIAL MORTGAGE CO.,	)	STATUS
	)	Date: April 10, 2009
	)	Time: 9:30 a.m.
	)	PRETRIAL
	)	Date: September 30, 2009
	)	Time: 2:30 p.m.
	)	TRIAL
	)	Date: October 8 & 9, 2009
Debtor(s).	)	Time: 9:30 a.m.

**ORDER RE: PRE-TRIAL MATTERS; TRIAL;
AND SETTLEMENT CONFERENCE**

IT IS HEREBY ORDERED trial is set on the Objection to Claim 203 of Mountain West Mortgage Co./Lerin Hills in the amount of \$2,048,000, and the provisions checked below are hereby adopted by this court as its order.

 X The request for waiver is granted and no formal discovery plan is required to be filed.

 The discovery plan filed by the parties shall govern the matters set forth therein.

 Discovery shall be completed by the date shown in the Standard Discovery Plan.

 The scheduling conference set with the issuance of the summons (or the continued scheduling conference) is hereby vacated.

A status hearing will be held on April 10, 2009 at 9:30 a.m.

TRIAL STATEMENTS

X Each party shall file a trial statement (or counsel may meet and file a joint trial statement)

Trial statements shall contain the information as shown on, and in the form of, Part “A” attached hereto. Trial statements shall be filed on or before fourteen days before the pre-trial conference, or if no pre-trial conference is set fourteen days before trial.

PRETRIAL MOTIONS

EXHIBITS/WITNESS LISTS

(1) The original and 1 copy of all exhibits, bound and tabbed. All exhibits shall be marked with stickers on the lower right corner of the exhibit whenever possible.

2

1 All exhibits to which there are no objection shall be admitted by stipulation.
2 Counsel may stipulate to an exhibit on one ground (e.g., foundation) while preserving an
3 objection on another ground (e.g., relevance).

4 (2) List of witnesses with correct spelling of the witnesses' full name.

5 **Counsel must make an appointment with the respective Courtroom Deputy to meet**
6 **with them to lodge the exhibits.**

7 Trial of this matter is set for October 8th and 9th at 9:30 a.m. at 300 Las Vegas Blvd.
8 South, Las Vegas, Nevada, before Judge Linda B. Riegle in Courtroom #1, located on the Third
9 Floor.

10 **IT IS SO ORDERED.**

11
12
13 Copies sent through ECF to:
14 Rob Charles
15 John Hinderaker

16 and copies sent through BNC to:
17 Marjorie Guymon
2055 N. Village Center Circle
Las Vegas, NV 89134
18
19
20
21
22
23
24
25
26
27
28

PART "A"

(Trial Statements)

The trial statement(s) shall contain the following items:

1. The disclosures required by Fed. R. Civ. P. 26(a)(3), as adopted by Fed. R. Bank. P. 7026 and LR 7026.
2. A concise statement of the nature of the action and contentions of the parties.
3. A statement as to the core or non-core jurisdiction of the Court, with legal citations.
4. Stipulated facts.
5. Contested issues of law with concise memorandum of authority.
6. Log of exhibits which may be offered in evidence, including any exhibits for impeachment or to refresh the memory of a witness.
7. Any special trial issue which requires the Court's attention.
8. The list of witnesses, with their addresses, expected to be called.